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7 United States of America

FILED

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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY

DEPUTY

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9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA
11

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 CHRISOPHER JOHN DEL ROSARIO

16 Defendant.

Criminal No. 06CR2213-WQH

EX PARTE PETITION FOR
REMISSION OF FINE
AND ORDER THEREON

17 The United States of America, by its undersigned attorneys, petitions this court pursuant to
18 18 U.S.C. § 3573, as amended by P.L. 100-690, Nov. 18, 1988, for remission of the fine and penalty
19 assessment imposed in this case.
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21 STATEMENT OF FACTS

22 1. On January 16, 2007, United States District Judge WILLIAM Q. HAYES rendered
23 judgment against the above-captioned defendant, levying a fine of \$500.00 and a \$100 assessment..

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28 LRB:lap:2007a32747

1 2. On August 8, 2007, the United States Attorney's Financial Litigation Unit staff mailed
2 the defendant a demand letter, addressed to the defendant's last home of record, MCC San Diego.
3 The defendant did not respond. Defendant was released and was deported to Mexico on September
4 6, 2007.

5 3. All skip-tracing methods and asset searches have been to no avail.

6 4. The United States Attorney has been unable to collect the fine.

7 5. 18 U.S.C. § 3573 provides that:

8 Upon petition by the government that reasonable efforts to collect the fine or
9 assessment are not likely to be effective, the court may in the interest of justice-

10 1) remit all or part of the unpaid portion of the fine or special assessment, including
interest and penalties

11 Public Law 100-690 (November 18, 1988) amends 18 U.S.C. § 3573 by providing that this statute
12 shall apply to all fines and assessments, irrespective of the date of imposition.

13 6. The United States Attorney has determined that there is no reasonable likelihood that
14 expending further efforts to collect this fine would produce any revenue to the United States. Any
15 further effort would, in fact, be contrary to the interests of the United States because they would
16 needlessly expend resources that could be better directed to areas with greater potential for recovery.

17 THEREFORE, the United States Attorney petitions this court for an order pursuant to 18
18 U.S.C. § 3573, as amended, remitting the fine and penalty assessment, including interest and penalty.

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1 STATEMENT OF ACCOUNT:

2 Fine	\$500.00
Penalty Assessment	\$100.00
3 SubTotal	\$600.00
Payments:	0
4 TOTAL DUE	\$600.00

5 DATED: 12/12/07

6 KAREN P. HEWITT
United States Attorney

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9 LEAH R. BUSSELL
Assistant U.S. Attorney

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11 ORDER

12 IT IS SO ORDERED.

13 DATED: 12/13/07

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15 WILLIAM Q. HAYES
Judge of the District Court